



#8  
1-9-02

PATENT  
Customer No. 22,852  
Attorney Docket No. 8521.0005-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Robert POLLIN

Serial No.: 09/492,133

Filed: January 27, 2000

For: AUTOMATED PAYMENT SYSTEM  
AND METHOD

)  
)  
) Group Art Unit: 2166  
)  
) Examiner A. Kalinowski  
)  
)  
)  
)  
)  
)

RECEIVED  
JAN 07 2002

Technology Center 2100

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**TERMINAL DISCLAIMER**

Assignee, Autoscribe Corporation, duly organized under the laws of the State of Maryland and having its principal place of business at 15235 Shady Grove Road, Suite 301 in Rockville, MD, through its attorneys, represents that it is the assignee of the entire right, title and interest in and to the instant application, No. 09/492,133, filed on January 27, 2000, in the name of Robert Pollin, by assignment of all rights, title and interest in Application No. 08/879,022, including all divisionals and continuations of the Application, which was duly recorded in the United States Patent and Trademark Office at Reel 9637, Frame 0331 on August 4, 1998.

Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156

FINNEGAN  
HENDERSON  
FARABOW  
GARRETT &  
DUNNER LLP

1300 I Street, NW  
Washington, DC 20005  
202.408.4000  
Fax 202.408.4400  
www.finnegan.com

01/03/2002 EABUBAK1 00000108 09492133

03 FC:148

110.00 DP

and 173, as presently shortened by any terminal disclaimer, of prior patents No. 5,504,677, 5,727,249 and 6,041,315. Assignee hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), the required fee of \$110.00 is being filed with this disclaimer. If a check for the required fee is not filed concurrently herewith or if there are any additional fees due in connection with the filing of this Terminal Disclaimer, please charge the fees to our Deposit Account No. 06-0916.

FINNEGAN  
HENDERSON  
FARABOW  
GARRETT &  
DUNNER LLP

1300 I Street, NW  
Washington, DC 20005  
202.408.4000  
Fax 202.408.4400  
www.finnegan.com

The undersigned is an attorney of record.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: December 31, 2001

By: 

Jeffrey A. Berkowitz  
Reg. No. 36,743

FINNEGAN  
HENDERSON  
FARABOW  
GARRETT &  
DUNNER LLP

1300 I Street, NW  
Washington, DC 20005  
202.408.4000  
Fax 202.408.4400  
[www.finnegan.com](http://www.finnegan.com)